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**JAN 12 2006**

**Director's Office  
Office of Patent Publication**

**JOHN E BECK  
XEROX CORPORATION  
XEROX SQUARE 20A  
ROCHESTER, NY 14644**

In re Application of

BELKHIR, LOTFI

Application No. 09/389,271

Filed: September 2, 1999

Attorney Docket No. D/98235

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**DECISION ON PETITION**

This is a decision on the Petition To Withdraw Holding Of Abandonment, received in the United States Patent and Trademark Office (USPTO) via facsimile transmission on June 14, 2004.

The petition is **GRANTED**.

The application was held abandoned for failure to timely pay the issue fee as required in the Notice of Allowance and Fee(s) Due, mailed January 13, 2004, which set a three (3) month statutory period for reply. Accordingly, a Notice of Abandonment was mailed on May 26, 2004.

Petitioner has submitted a copy of Part B – Fee(s) Transmittal (Transmittal), and a copy of the USPTO Auto-Reply Facsimile Transmission, which acknowledges receipt of the Transmittal on January 21, 2004, and of which contains a proper executed Certificate of Facsimile Transmission, signed and dated on same day.

Petitioner has demonstrated that the Transmittal was timely submitted via certificate of mailing or transmission on January 21, 2004 in compliance with 37 CFR § 1.8.

In view of the above, the holding of abandonment is hereby withdrawn.

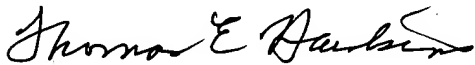
Petitioner further notes that the use of a new centralized facsimile number published in a USPTO Notice may have caused or was part of the problem resulting in the abandonment of the above-identified application.

Since the Transmittal was timely received in the USPTO, it should have been properly associated with the patent application file and the issue fee charged to the Deposit Account as authorized. Petitioner statement is correct in that if the Transmittal was received at an incorrect facsimile number it should have been forwarded to the appropriate office. See MPEP 508.03

As authorized, the issue fee in the amount of \$1330 will be charged to the Deposit Account.  
No. 24-0025.

The application file will be forwarded to the Publishing Division to be processed into a patent.

Telephone inquires relating to this matter may be directed to the undersigned in the Office of Patent Publication at 703-305-9050 Ext. 137.



Thomas E. Hawkins  
Paralegal Specialist  
Office of the Director  
Office of Patent Publications